

Bird & Van Dyke, Inc.
A Professional Law Corporation
David S. Van Dyke, CABN 154402
Mary Ann F. Bird, CABN 206770
2111 W. March Lane
Suite B300
Stockton, CA 95207
Telephone 209.478.9950
Facsimile 209.478.9954
Attorneys for Defendant Reyes Daniel Ruiz

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE UNITED STATES OF AMERICA,

Plaintiff,

vs.

REYES DANIEL RUIZ,

Defendant.

Case No.: 5:19-CR-00159-EJD

STIPULATION AND ~~PROPOSED~~ ORDER
TO CONTINUE JUDGMENT AND
SENTENCING HEARING

STIPULATION

Plaintiff, United States of America, by and through its counsel of record, and the Defendant, by and through his counsels of record, hereby stipulate as follows:

1. On September 30, 2019, Defendant pled guilty to Count 1 of the Indictment and the matter was referred to the Probation Office for preparation of a pretrial investigation report. The matter is presently set for judgment and sentencing on April 6, 2020.
2. Defense notified the Government of her conflicting trial schedule and of the need for additional time to gather, analyze and present information relevant to the Court's consideration of the 18 U.S.C 3553(a) factors before the imposition of sentence. Having

1 considered defense counsel's request, the Government has no opposition to the requested
2 date. Similarly, Probation Officer Kyle Pollak of US Probation also has no opposition to
3 this request.
4

5
6 3. Therefore, by this stipulation, defense respectfully requests that this Court continue the
7 judgment and sentencing hearing until June 29, 2020 at 1:30 PM.
8

9
10 4. Defense also kindly requests that all dates pertinent to the preparation of the Presentence
11 Investigation Report be adjusted accordingly to reflect the new sentencing date of June
12 29, 2020.
13

14 5. Because the Defendant has pled guilty, the provisions of the Speedy Trial Act do not
15 apply to this request.
16

17 IT IS SO STIPULATED.

Respectfully submitted,

18 Dated: March 19, 2020

DAVID . ANDERSON
United States Attorney

19
20 _____
21 /s/ Daniel Kaleba
22 DANIEL KALEBA
Assistant United States Attorney

23 Dated: March 19, 2020

24 _____
25 /s/ Mary Ann F. Bird
26 MARY ANN F. BIRD
27 Attorney for Reyes Daniel Ruiz
28

~~PROPOSED~~ FINDINGS AND ORDERS

The Court hereby continues the judgment and sentencing hearing to June 29, 2020 at 1:30 PM. All dates previously set for the preparation of the Presentence Investigation Report and for the filing of documents with the Court are reset consistent with judgment and hearing date of June 29, 2020.

IT IS SO ORDERED.

DATE: 3/19/2020



HONORABLE EDWARD J. DAVILA

UNITED STATES DISTRICT JUDGE